

MEETING OF THE BOARD OF DIRECTORS
PLUM CREEK CONSERVATION DISTRICT
LOCKHART, TEXAS 78644
March 17th, 2026

Notices of this regular meeting were posted in the Caldwell and Hays County Courthouses at least 72 hours prior to the meeting. Receipts of the notices are on file in the office of Plum Creek Conservation District.

Checks were reviewed and signed just prior to the call to order by Mrs. Lucy Knight, Treasurer/Secretary.

1:00 PM The meeting/hearing was called to order by President of the Board, James A. Holt, Jr. The following Board members were present: Peter Reinecke (Vice President), Lucy Knight (Secretary/Treasurer), Fred Rothert (Director), Tom Owen (Director), and Lee Rust (Director). Sue Ayers with Hutcheson Bowers and Sierra Murray with the Plum Creek Watershed Partnership were present. PCCD Attorney Edmond McCarthy and Feathergail Wilson attended the meeting via Zoom. PCCD staff members Daniel Meyer, Nora Lopez-Castillo, Alan Burklund, and Tyler Farco were present. Nora Lopez-Castillo transcribed the minutes.

1:00 PM President Holt requested public comments. There were no public comments.

1:00 PM President Holt requested motions or comments regarding the minutes of the regularly scheduled meeting held on February 17th, 2026. Mrs. Knight made a motion that the minutes of the regularly scheduled meeting held on February 17th, 2026, be accepted as mailed out. Mr. Rust provided the second and the motion was approved unanimously.

1:01 PM President Holt asked if there was any unfinished business that required the Board of Directors' attention. Mr. Meyer stated that there was no unfinished business.

1:02 PM President Holt requested discussion of agenda item V regarding an engagement letter from Sue Ayers for legal assistance with eminent domain decisions and procedures relating to the City of Kyle's Condemnation Suit regarding Site 5's easement. Mr. Meyer informed the Board that PCCD had received notification of another condemnation suit from the City of Kyle. Mr. Meyer stated that this suit involved a different area of Site 5 that was closer to the dam near Lehman Road and Bunton Lane. Mr. Meyer stated that PCCD became aware of the suit on 02/19/26 and he called Ed McCarthy who recommended that Mr. Meyer call Sue Ayers and Mr. Holt to inform them of the new suit in case something urgent needed to be acted upon before the next Board meeting. After speaking with Mr. Holt, Mr. Meyer contacted Ms. Ayers who filed a Notice of Appearance so she would be able to get any documents about the suit. Each Board member had been given a copy of the engagement letter. Mr. Meyer stated that Ms. Ayers preferred to discuss this matter during Executive Session. Mrs. Knight made a motion that the engagement letter be approved. Mr. Rust provided the second and the motion was approved unanimously. Mr. Meyer stated that Ms. Ayers requested that information regarding this suit be discussed in Executive Session and President Holt agreed.

1:04 PM President Holt requested discussion of agenda item VI regarding City of Kyle's Condemnation Suit regarding Site 5's easement. President Holt stated that this would be discussed during Executive Session.

1:04 PM

President Holt requested discussion of agenda item VII regarding amending the Plum Creek Watershed Partnership's Interlocal Agreement. Mr. Meyer stated that the purpose of this document would be logistical. Mr. Meyer explained that the current ILA had a clause that stated if federal funding for the non-point source grant expired, then the ILA also expired. Mr. Meyer stated the PCWP had a federal source grant from the EPA that would expire in November 2026 and because of the uncertainty of whether the funds would be renewed, the following changes were being suggested: (1) dates would be changed accordingly, (2) references to federal funding and EPA would be removed and termination clause changed from "shall" to "may" coincide with the termination of grant funding, which would give the PCWP more latitude. Mr. Meyer stated he believed that the PCWP wanted to file for and shift to state-funded grants. Sierra Murray stated that TSSWCB did have grant funds that would be available in April for PCWP to apply for if all PCWP partners agreed to these changes. Ms. Murray stated that the PCWP would also continue to apply for federal funding. Mr. Holt asked whether PCCD would be more financially responsible in the amended agreement and Ms. Murray stated no. Mr. Owen made a motion that the amendments be approved. Mrs. Knight provided the second and the motion was approved unanimously.

1:08 PM

President Holt requested discussion of agenda item VIII regarding quotes received for the Fertilization/Weed Spray Project. Mr. Meyer reminded the Board that the fertilization and herbicide projects were done on an annual basis, once in April and once in May. Mr. Meyer stated that this year the project would be done on approximately 500 acres. Mr. Meyer informed the Board that he was a bit concerned about whether the fertilization/herbicide application would burn the grass due to the drought, so he had contacted a specialist in grass and forage at A&M. Mr. Meyer stated the response was herbicide was not recommended during droughts because it could increase the risk of injury to Bermuda grass. A discussion was held regarding many of the sites having no weeds or grass and what type of herbicide would be used, liquid or dry granules, and about changing the timing of the application to possibly achieve better results. President Holt then announced the bid amounts from Ehrig at fifty thousand two hundred ninety-two dollars and zero cents (\$50,292.00) and Lindemann at fifty-one thousand three hundred thirty-nine dollars and fifty cents (\$51,339.50). Mrs. Knight made a motion to select Ehrig subject to Mr. Meyer consulting with them regarding the timing of the application. Mr. Owen provided the second and the motion was approved unanimously.

1:18 PM

President Holt requested discussion of agenda item IX regarding a Tier 1 groundwater production application from Oak Knoll Community Services LLC. Mr. Meyer turned this agenda item over to Tyler Farco. Tyler informed the Board of the location of the wells and stated that the permit would be for commercial use to provide water to 14 RV lots. Tyler stated that Oak Knoll was currently requesting 0.94-acre-feet per year, which was equivalent to 306,600 gallons per year. Tyler stated that Oak Knoll would have 2 wells and well #1 would have a production of 16.59 gallons per minute and well #2 would have 19.39 gallons per minute. Tyler stated that Oak Knoll submitted their application on 01/16/26, was determined to be administratively complete on 2/16, and notifications to adjacent landowners and public notifications to the counties within PCCD's district were sent on 02/19/26. Tyler discussed the various rules that applied to the permit and stated it had been determined that

the permit would be in compliance with all rules. Tyler then passed the discussion to PCCD's geologist, Feathergail Wilson. Feathergail Wilson stated these wells were in a high-risk area of the Wilcox because they were near a dry hole and an area that was completely void of any sand and he was concerned that there would not be enough water to supply the lots. Mrs. Knight made a motion to approve the permit application. Mr. Rust provided the second and the motion was approved unanimously.

1:33 PM President Holt requested discussion of agenda item X regarding DFC options for GMA 10. Mr. Meyer stated that agenda items X and XI could be covered at the same time. Mr. Meyer stated that every five years PCCD addressed the Desired Future Conditions process and that he liked to get a consensus from the Board on what they wanted as a proposed DFC. However, Mr. Meyer stated that this year he did not have a clear choice to present to the Board. Mr. Meyer stated that May 1st was the deadline for both GMAs to adopt DFCs and both GMAs had held recent meetings, but no DFCs had been agreed upon. Mr. Meyer informed the Board that both GMAs did have meetings scheduled for late March so he might have an answer to present to the Board at the April Board meeting. Mr. Meyer stated that if no clear answer was provided March that GMA meetings would have to be held in April to adopt the DFCs. Mr. Meyer stated that a reason for the delay was there were potential conflicts in both GMAs. Mr. Meyer stated that the potential conflict in GMA-10 was concerning the Trinity aquifer. Mr. Meyer stated that Collier had presented the GMA-10 members four to five model runs/scenarios with the same pumping, but using different recharge data. Mr. Meyer stated the potential conflict in GMA-13 was that some members wanted to decrease the amount of water they would be pumping, others were proposing pumping only slightly below what the current Modeled Available Groundwater (MAG) was, and other members wanted something entirely different. Mr. Meyer stated he would prefer to keep the current DFC; however, he did not know if this could be done due to the potential impacts that might occur in the Carrizo-Wilcox. Mr. Holt asked which scenario would give PCCD the most flexibility. Mr. Meyer stated he thought using an average drawdown for the Wilcox would provide PCCD the flexibility to reach its compliance.

1:33 PM President Holt requested discussion of agenda item XI regarding DFC options for GMA 13. This agenda item was covered with agenda item X.

1:55 PM Feathergail Wilson requested that his presentation be moved up as it was related to the current agenda items. Mr. Holt stated he could. Feathergail Wilson gave a presentation on carbon 14 and explained that it was a radioactive element of carbon that existed in the atmosphere and discussed specifically carbon 14 in rainfall. Feathergail Wilson presented slides of the Carrizo and Wilcox aquifers and talked about the age dating of these areas and how and why the water moved through these areas differently. Feathergail Wilson stated that the MAGs do not take these differences into account.

2:13 PM President Holt requested discussion of agenda item XII regarding easements at Site 12. Mr. Meyer stated that Ms. Ayers would cover this during Executive Session.

2:13 PM President Holt requested discussion of agenda item XIII regarding submitting a site development application for the City of Niederwald. Mr. Meyer stated he had a couple of options for the Board to consider regarding this agenda item. Mr. Meyer stated that Site 12 was within the extraterritorial jurisdiction

of the City of Niederwald. Mr. Meyer stated that Sequoia had called to inform him that Sequoia had applied to get a permit for an electrical meter for their Site 12 rehabilitation project office trailers. Mr. Meyer informed the Board that Sequoia stated they had been told by the City of Niederwald that because they were doing a lot of excavation, Sequoia would need to submit a Site Development Permit Application first. Mr. Meyer stated that Sequoia was also told by the City that the application included an initial fee of \$5000 and that designs/plans would need to be submitted with an additional \$9000 for the City's engineers to review. Mr. Meyer stated that Sequoia had asked him why PCCD had not taken care of this prior to the start of the contract. Mr. Meyer informed the Board that he told Sequoia that under the terms of the contract, Article 11, Sequoia was responsible for any type of permit (state, federal, and local). Mr. Meyer stated he told Sequoia that he would be willing to meet with the City to explain what the project entailed. Mr. Meyer stated he met with the Secretary of the City of Niederwald, Zach Cronshey. Mr. Meyer stated he asked Mr. Cronshey what the purpose of the application was and Mr. Cronshey responded that it was needed for any type of excavation. Mr. Meyer stated that Mr. Cronshey also informed him that since the project would be over 18 months, an additional \$35,000 would be incurred for City inspections. Mr. Meyer stated he explained to Mr. Cronshey that this was a Federal project that had gone through a rigorous evaluation and that he felt the City's evaluations would be redundant. Mr. Cronshey told Mr. Meyer that he could not act on the City's authority so the City Council or City attorney would need to review. Mr. Meyer stated that Mr. Cronshey asked that PCCD present a letter to the City. Mr. Meyer stated that presenting the letter was an option for the Board or another option was for PCCD to do nothing since it was Sequoia's responsibility. The Board asked Mr. Meyer to talk with Sequoia about the discussion he had with Mr. Cronshey so that Sequoia could send the letter to the City of Niederwald.

2:30 PM

President Holt requested discussion of agenda item XIV regarding ratifying the application submission to TCEQ for a temporary water permit for Site 12 Rehabilitation Project. Mr. Meyer reminded the Board that they had previously passed a resolution in 2024 authorizing the Executive Manager to file water use permit applications. Mr. Meyer stated that Ed McCarthy had recommended that PCCD ratify the decision to submit the Site 12 TCEQ application. Mr. Rust made the motion to ratify the application submission. Mrs. Knight provided the second and the motion was approved unanimously.

2:32 PM

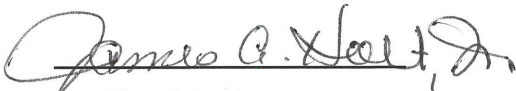
President Holt requested a report from the NRCS's District Conservationist. The NRCS's District Conservationist was not in attendance.

2:32 PM

President Holt requested a report from the PCCD Executive Manager, Mr. Daniel Meyer. Mr. Meyer presented a slide of the data center on FM 2720. Mr. Meyer stated that he had received an email from Pat Stroka from the Anti-Data Center Group in Caldwell County asking if the demand numbers for data centers had been compared to the DFC and whether the demand numbers had been put into the model. Mr. Meyer informed the Board that he had replied to Mr. Stroka that PCCD had not been approached by any data centers regarding a permit or any water supply/utility service asking for more water. Mr. Meyer stated around that same time he had also received an invitation to attend a Clear Water Summit from Judge Becerra of Hays County. Mr. Meyer stated he would be attending the Clear Water Summit. Mr. Meyer presented slides of the Site 12 project. Mr. Meyer showed slides of the Site 17

riprap work and the newly installed slide gate. Mr. Meyer reminded the Board that at last month's meeting he had informed the Board that TCEQ had advised PCCD that the dam was 1 foot lower than it should be. Mr. Meyer stated that the Site 17 project engineer proposed fixing this as part of the current repair contract and that it could be done via a contract modification. Mr. Meyer stated that after negotiations with Black Fox (the current Site 17 contractor), a cost was agreed upon, and the contract modification was executed. Mr. Meyer stated he had a meeting with the City of Kyle about proposed changes they wanted to make at Site 2 such as adding a concrete bike trail, adding a bridge, moving some city offices to create more parking, and adding trees. Mr. Meyer stated PCCD informed the City of Kyle that some of the proposed trees would block PCCD's access to the dam and the City agreed to move them. Mr. Meyer stated that these proposed changes would need to be reviewed by NRCS. Mr. Meyer gave an update on Site 28 and stated that the reservoir did not have any water that could be used for irrigation. Mr. Meyer stated that the rehabilitation project contractor proposed sprigging the area, without irrigation, at their own risk. Mr. Meyer stated that a contract modification was executed for the sprigging.

- 2:47 PM President Holt requested a report from PCCD's Attorney. Mr. Ed McCarthy stated that Mr. Meyer had covered all topics he would have discussed and that he had no additional comments.
- 2:47 PM President Holt announced that the Board would move into Executive Session after a short 5-minute break.
- 2:52 PM President Holt moved the meeting into Executive Session.
- 3:28 PM President Holt called the meeting back into Regular session. No action was taken on items discussed during the Executive Session.
- 3:28 PM President Holt requested public comments. There were no public comments.
- 3:28 PM Mr. Rust made a motion to adjourn. Mr. Reinecke provided the second and the motion to adjourn passed unanimously.



President



Secretary/Treasurer